IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2056 OF 2004
IN
SUIT NO.2025 OF 2004

Dilip Naranji Pathai & Ors. ...Plaintiffs

Vs.

Rajesh J. Mouchhala & Ors. ...Defendants

Mr.O.P. Pandey, Adv. for Plaintiffs

Mr.Ashok Mistry, Adv. for Defendants

CORAM: D.G. DESHPANDE,J.
DATED: 15TH SEPTEMBER, 2004

P.C.

. Heard learned Advocate for the Plaintiffs and the Defendant no.3, who has filed reply to this Motion. Plaintiff and the Defendants are owners of their respective properties. The contention of the Plaintiffs is that since there is no boundary wall in between their properties i.e. there are day to day problems and hence he has taken out this motion for demarcation of the property on the basis of their respective Registered Sale Deeds.

. Counsel for the Defendant has no objection for demarcation through D.I.L.R. Therefore, prayer clause (a) is granted and other prayers not pressed at this juncture. The cost of the D.I.L.R. will be paid by the Plaintiffs.

. This order will be communicated to the D.I.L.R. and necessary documents will be made available to the D.I.L.R. by both the parties and the D.I.L.R. will carry out measurement and demarcation as early as possible within six months from the date of receipt of the order.

. Motion is disposed accordingly.

(D.G.DESHPANDE)

JUDGE